

THE DISTRICT COURT OF GUAM

ALLYN OKAMURA,

CIVIL CASE NO. 20-00031

Plaintiff,

VS.

ORDER

KILOLO KIJAKAZI,
Commissioner of Social Security.

Defendant.

Before the court is the Petition for Attorney's Fees Under 42 U.S.C. § 406(b). *See* ECF No. 25. After review of the pleadings, the attached supporting documents, and the caselaw on this matter, the court finds the requested attorney fees under § 406(b) to be reasonable.

Accordingly, the court GRANTS the Petition. Mr. David B. Goetz, counsel for Plaintiff, is hereby awarded \$25,323.50 for attorney fees, which is 25% of the total past-due benefits awarded by Social Security to Plaintiff.

In addition, Mr. David B. Goetz shall refund to Plaintiff the amount of \$2,290.61, which is the difference between \$8,500.00 (the Equal Access to Justice Act award, *see* ECF No. 22) and \$6,209.39 (Plaintiff's outstanding federal debt and in which the U.S. Treasury deducted the

1 amount from the Equal Access to Justice Act award). *See Gisbrecht v. Barnhart*, 535 U.S. 789,
2 796 (2002) (“the claimant’s attorney must refund to the claimant the amount of the smaller fee.”)
3 (internal brackets and quotation marks omitted)).

4 **SO ORDERED.**



5 **/s/ Frances M. Tydingco-Gatewood**
6 **Chief Judge**
7 **Dated: Jul 25, 2023**

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